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**CERTIFICATE UNDER 37 C.F.R. § 3.73(b), CERTIFICATE PURSUANT  
TO 37 C.F.R. § 3.71 AND MPEP § 106, and POWER OF ATTORNEY**

Applicants: Robert H. Giebeler, David G. Ogle, Roger A. Kaye, Steven A. McNerney, Gillian M. Humphries,  
Dean G. Hafeman, and Douglas N. Modlin  
Serial No.: 10/061,416  
Filed: February 1, 2002  
Title: FLUID DELIVERY AND ANALYSIS SYSTEMS

Molecular Devices Corporation, a Delaware Corporation, certifies, under 37 C.F.R. § 3.73(b), that it is the assignee of the entire right, title, and interest in the above-identified patent application by virtue of an assignment from each of the inventors named in the above-identified patent application. Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all of the documents in the chain of title of the above-identified patent application and certifies that, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

The above-identified assignee of record, pursuant to 37 C.F.R. § 3.71 and MPEP § 106, hereby excludes all inventors and previous assignee(s), if any, from access to the above-identified patent application, and reserves its right to conduct the prosecution of the above-identified patent application to the exclusion of the named inventors and previous assignee(s).

Molecular Devices Corporation hereby appoints the following attorneys and agents to prosecute the above-identified application and to transact all business in the Patent and Trademark Office connected therewith:

J. Pierre Kolisch, Reg. No. 15,802; Jon M. Dickinson, Reg. No. 22,820; John M. McCormack, Reg. No. 26,948; Peter E. Heuser, Reg. No. 27,902; David P. Cooper, Reg. No. 33,372; Pierre C. Van Rysselberghe, Reg. No. 33,557; Walter W. Karnstein, Reg. No. 35,565; Charles H. DeVoe, Reg. No. 37,305;; David S. D'Ascenzo, Reg. No. 39,952; Owen W. Dukelow, Reg. No. 41,002; Christopher S. Tuttle, Reg. No. 41,357; James R. Abney, Reg. No. 42,253; Mark D. Alleman, Reg. No. 42,257; Michael M. Hall, Reg. No. 43,653; Ellen M. Gonzales, Reg. No. 44,128; Barbara A. McCoy, Reg. No. 46,077; Paul W. Churilla; Reg. No. 47,495; and Stanley M. Hollenberg, Reg. No. 47,658; Anton E. Skaugset, Reg. No. 38,617.

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The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the above-identified assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

MOLECULAR DEVICES CORPORATION

Date: 2 MAY 2002

Signature: Andrew T. Zander

Name: ANDREW T. ZANDER

Title: VP-ENGINEERING

## ASSIGNMENT

COPY

WHEREAS, we, Robert H. Giebeler of San Jose, county of Santa Clara, state of California, David G. Ogle of Los Altos, county of Santa Clara, state of California, Roger A. Kaye of Mountain View, county of Santa Clara, state of California, Steven A. McNerney of San Jose, county of Santa Clara, state of California, Gillian M. Humphries of Los Altos, county of Santa Clara, state of California, Dean G. Hafeman of Hillsborough, county of San Mateo, state of California, and Douglas N. Modlin of Palo Alto, county of Santa Clara, state of California, have invented certain improvements in FLUID DELIVERY AND ANALYSIS SYSTEMS, for which we filed U.S. Patent Application Serial No. 10/061,416 on February 1, 2002; and

WHEREAS, Molecular Devices Corporation, a Delaware corporation, having its principal place of business in Sunnyvale, county of Santa Clara, and state of California, is desirous of acquiring an interest therein;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, we, Robert H. Giebeler, David G. Ogle, Roger A. Kaye, Steven A. McNerney, Gillian M. Humphries, Dean G. Hafeman, and Douglas N. Modlin, have sold, assigned, and transferred, and by these presents do sell, assign, and transfer, unto Molecular Devices Corporation, the full and exclusive right to the invention in the United States and its territorial possessions and in all foreign countries, and the entire right, title, and interest in and to any and all Letters Patent that may be granted therefor in the United States and its territorial possessions, in any and all foreign countries,

and in and to any and all divisions, continuations, reissues, substitutions, and extensions thereof.


We hereby authorize and request the Patent Office officials in the United States and any and all foreign countries to issue any and all of said Letters Patent, when granted, to Molecular Devices Corporation, as the assignee of our entire right, title, and interest in and to the same, for the sole use of Molecular Devices Corporation, and its successors and assigns.

Further, we hereby covenant and agree to and with Molecular Devices Corporation, and its successors and assigns, at the time of execution and delivery of these presents, that we are the sole and lawful owner of the entire right, title, and interest in and to the invention and the above-identified provisional patent application, and that the same are unencumbered, and that we have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

Further, we agree that <sup>at the expense of Molecular Devices</sup> we will communicate to Molecular Devices Corporation, or its <sup>DH 4/24/02</sup> representatives, any facts known to us respecting the invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, reissue, substitution, and extension applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to Molecular Devices Corporation, make all rightful oaths, and generally do everything possible to aid Molecular Devices Corporation, and its successors and assigns, to obtain and enforce proper protection for the invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 21 day of

March, 2002.

  
\_\_\_\_\_  
ROBERT H. GIEBELER

Witness:

Signature: Jan Hummel

Name: Jan Hummel  
914 Mountain View Ave., #10

Address: 914 Mountain View Ave., #10

City & State: Mountain View, CA 94040

IN TESTIMONY WHEREOF, I have hereunto set my hand this 21<sup>st</sup> day of

MARCH, 2002.

  
\_\_\_\_\_  
DAVID G. OGLE

Witness:


Signature: Jan Hummel

Name: Jan Hummel

Address: 914 Mountain View Ave., #10

City & State: Mountain View, CA 94040

IN TESTIMONY WHEREOF, I have hereunto set my hand this 21<sup>st</sup> day of  
March, 2002.

  
\_\_\_\_\_  
ROGER A. KAYE

Witness:

Signature: Jan Hummel

Name: Jan Hummel

Address: 914 Mountain View Ave., #10

City & State: Mountain View, CA 94040

IN TESTIMONY WHEREOF, I have hereunto set my hand this 21 day of  
March, 2002.

  
\_\_\_\_\_  
STEVEN A. MCNERNEY

Witness:

Signature: Jan Hummel

Name: Jan Hummel

Address: 914 Mountain View Ave., #10

City & State: Mountain View, CA 94040

IN TESTIMONY WHEREOF, I have hereunto set my hand this 29 day of April, 2002.

*Douglas N. Modlin*  
DOUGLAS N. MODLIN

Witness:

Signature: *Terry Love*

Name: TERILYN LOVE

Address: 1458 DIVISADERO #369

City & State: SAN FRANCISCO, CA 94115



Creation date: 10-24-2003  
Indexing Officer: MSOLIS - MARIULA SOLIS  
Team: OIPEBackFileIndexing  
Dossier: 10061416

Legal Date: 06-17-2002

No.	Doccode	Number of pages
1	A...	1
2	SPEC	5
3	REM	7
4	LET.	4

Total number of pages: 17

Remarks:

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